



The following constitutes the order of the Court.
Signed: May 17, 2024

A handwritten signature in black ink, reading "William J. Lafferty, III", is written over a horizontal line.

William J. Lafferty, III
U.S. Bankruptcy Judge

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

In re

Theya Prakashini Kanagaratnam,
Debtor.

Case No. 24-40209 WJL

Chapter 7

**AMENDED MEMORANDUM REGARDING DEBTOR'S
MOTION TO SUSPEND SALE¹**

On February 15, 2024, pro se Debtor Theya Prakashini Kanagaratnam ("Debtor") filed a Chapter 7 Voluntary Petition. (Dkt. #1). In their schedule, Debtor listed an interest in a real property located at 2316 Lakeshore Ave., #16, Oakland, CA 94606. (See Schedule A/B, dkt. #11). On May 15, 2024, Debtor filed a *Motion for Urgent Action to Suspect the Sale of Petitioner's Home* indicating that a foreclosure sale of the subject property has been scheduled for May 21, 2024 and seeking the Court to intervene and enter an order suspending the purported sale. (Dkt. #21 at 4).

The Court notes that Debtor has not received a discharge as of the writing of this

¹ This memo is amended solely to correct the typo in the date that Debtor may receive a discharge. As indicated in this amended memo, the Court notes that Debtor may receive a discharge as early as Monday, May 20, 2024.

1 memorandum, although they may receive a discharge as early as Monday, May 20, 2024. In the
2 meantime, the automatic stay under 11 U.S.C. § 362 still applies to the Debtor's bankruptcy
3 estate which purportedly includes the subject property.

4 It appears to the Court that Debtor is seeking some kind of injunctive relief, from and
5 after May 20, with respect to the sale of the subject property which appears to be scheduled on
6 May 21, i.e, immediately after Debtor might receive a discharge and the automatic stay would
7 no longer be in effect. The Court suggests that Debtor consult competent bankruptcy counsel,
8 since any request for an injunction/ stay would have to be in the form of an adversary
9 proceeding and Debtor would need to show good cause for the imposition of an injunction or a
10 stay, which they have not done to this point.

11 ****END OF AMENDED MEMORANDUM****

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28 **COURT SERVICE LIST**

Theya Prakashini Kanagaratnam

2316 Lakeshore Avenue #16

Oakland, CA 94606